

Panaji, 12th January, 1978 (Pausa 22, 1899)

SERIES I No. 41



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN

AND DIU

Forest and Agriculture Department

Notification

8-1-77-FOR

In exercise of the powers conferred by sub-section (2) of section 61 of the Wild Life (Protection) Act, 1972 (Central Act 53 of 1972) the Administrator of Goa, Daman and Diu being of the opinion that it is expedient so to do, hereby makes the following alterations in the Schedules to the said Act, namely:—

Entry 19 in Schedule III shall be transferred to Schedule V as entry 7 A.

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Under Secretary (Forest & Agri.).
Panaji, 9th January, 1978.

◆◆◆

Revenue Department

Notification

RD/LND/Rules/333/70-78

The following draft amendment which is proposed to be made to the Goa, Daman and Diu Land Revenue (Disposal of Government Lands) Rules 1971, is hereby published for information of persons likely to be affected thereby and notice is hereby given that the said draft amendment will be taken into consideration by the Government on expiry of 15 days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft amendment may be forwarded to the Under Secretary to the Government of Goa, Daman and Diu in the Revenue Department, Secretariat, Panaji, before the expiry of 15 days from the date of publication of this Notification in the Official Gazette, so that they may be taken into consideration at the time of finalisation of the proposed amendment.

DRAFT AMENDMENT

In exercise of the powers conferred by Sub-Section (2) of Section 199 of the Goa, Daman and Diu

Land Revenue Code, 1968 (9 of 1969), the Lt. Governor of Goa, Daman and Diu hereby makes the following Rules so as to further amend the Goa, Daman and Diu Land Revenue (Disposal of Government Lands) Rules, 1971, namely:—

1. *Short title.*—These rules may be called the Goa, Daman and Diu Land Revenue (Disposal of Government Lands) (Seventh Amendment) Rules, 1978.

2. *Insertion of New Rule 10-A.*—After rule 10 of the Principal Rules, the following shall be inserted namely:—

“10-A. The Collector may subject to other provisions in this part and subject to the general or special order of the Government dispose of unoccupied land in lease-hold rights under section 26 for agricultural purposes for any period not exceeding one year at a time.”

3. *Amendment of Rule 33.*—The proviso to Rule 33 of the Goa, Daman and Diu Land Revenue (Disposal of Government Lands) Rules, 1971, (herein after called the “Principal Rules”) shall be omitted.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Mongia, Secretary (Revenue).

Panaji, 6th January, 1978.

◆◆◆

Finance Department (Revenue and Control)

Notification

Fin(Rev)/2-36/44/77

In exercise of the powers conferred by sub-section (2) of section 10 of the Goa, Daman and Diu Sales Tax Act, 1964 (4 of 1964), the Government of Goa, Daman and Diu hereby amends the Second Schedule appended to the said Act as follows, namely:—

In the Second Schedule appended to the Goa, Daman and Diu Sales Tax Act, 1964, after entry 69, the following shall be added, namely:—

“70. Chloroquine (including Nivaquin, Camoquin and Resochin) tablets.”

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukthankar, Under Secretary (Finance).

Panaji, 6th January, 1978.

Law Department (Legal Advice)

Notification

LD/6165/77

The following Notification received from the Government of India, Ministry of Home Affairs New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 31st December, 1977.

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS
Notification

New Delhi, the 3rd December, 1976

S. O. — In pursuance of clause (1) of article 239 of the Constitution and all other powers enabling him in this behalf, the President hereby directs that subject to his control and until further orders the powers and functions of the State Government under sub-section (1) of section 8 of Employees (Conditions of Service) Act, 1976 (11 of 1976), shall also be exercised and discharged by the Administrators of Union Territories (whether known as Lt. Governor, Chief Commissioner or Administrator), in relation to their respective Union territories.

(U-11030/6/76-UTL)

(H. C. BAKHSHI)

Under Secretary to the Govt. of India.

Notification

LD/6175/77

The following Order which was issued by the Government of India on 21-11-77 is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 7th January, 1978.

MINISTRY OF CIVIL SUPPLIES AND COOPERATION

Order

New Delhi, the 21 November, 1977

S. O. No. 780(E). — Whereas the Central Government is of opinion that it is necessary and expedient so to do for maintaining supplies and for securing equitable distribution and availability at fair prices, of pulses, edible oil seeds and edible oils;

Now, Therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby makes the following Order, namely: —

1. *Short title, extent and commencement.* — (1) This Order may be called the Pulses, Edible Oilseeds and Edible Oils (Storage Control) Order, 1977.

(2) It extends to the whole of India.

(3) Clauses 3 and 5 of this Order shall come into force on the 1st day of December, 1977 and the remaining provisions of this Order shall come into force at once.

2. *Definitions.* — In this Order, unless the context otherwise requires, —

(a) "bulk consumer" means a hotel, restaurant, hostel, hospital or halwai;

(b) "Category A City" means a City, included as a Category A City in the Schedule to this Order, having a population of 10 lakhs and more;

(c) "Category B City" means a City, included as a Category B City in the Schedule to this Order, having a population of 3 lakhs and more but less than 10 lakhs, or the capital of a State or a Union Territory not included in Category A City;

(d) "Category C City" means a City, which is not a Category A City or Category B City;

(e) "commission agent" means a commission agent having in the customary course of business as such agent authority either to sell goods, or to consign goods for the purposes of sale or to buy goods;

(f) "dealer" means a person engaged in the business of purchase, sale or storage for sale of any pulses, edible oilseeds or edible oils, whether or not in conjunction with any other business and includes his representative or agent;

(g) "edible oils" means any oil used for cooking for human consumption and includes hydrogenated vegetable oils;

(h) "population" means population as ascertained at the 1971 Census;

(i) "primary mandi" in relation to pulses and edible oilseeds means a mandi where the farmers initially sell their produce;

(j) "producer" means a person carrying on the business of milling any of the pulses or expelling, extracting or manufacturing any edible oil;

(k) "pulses" means urd, moong, arhar, massoor, lobia, raj-maha, gram including peas or any other dal whether whole or split with or without husk;

(l) "retailer" means a dealer in pulses or in edible oilseeds or in edible oils, who is not a wholesaler;

(m) "State Order" means any Order issued by any State Government or a Union Territory Administration under the provisions of the Essential Commodities Act, 1955 (10 of 1955), and for the time being in force;

(n) "wholesaler" means a dealer in pulses or in edible oilseeds or in edible oils who sells such commodities to other dealers or to bulk consumers.

3. *Licensing of dealers.* — Notwithstanding anything contained in any State Order, after the expiration of a period of fifteen day from the coming into force of this clause, no person shall carry on business as a dealer in pulses or in edible oilseeds or in edible oils except under and in accordance with

the terms and conditions of a licence granted under a State Order if the stocks of pulses or edible oilseeds or edible oils in his possession exceed the quantities specified below: —

(i) Pulses. 10 quintals for all pulses taken together.

(ii) Edible oils including hydrogenated vegetable oils. 5 quintals for all edible oils including hydrogenated vegetable oils taken together.

(iii) Edible oilseeds including groundnut in shell. 30 quintals of all edible oilseeds.

4. *Restriction on possession of pulses, edible oilseeds and edible oils:* (i) No dealer shall, after a period of fifteen days from the coming into force of this clause, either by himself or by any person on his behalf, store or have in his possession at any time any pulses, edible oilseeds or edible oils in excess of the quantities specified below: —

Category of cities	Stock limits in Qts. in the case of:		Remarks
	Wholesaler	Retailer	
(i) Pulses	Category 'A' cities	1000	50
	Category 'B' cities	750	40
	Category 'C' cities	500	30
(ii) Edible oilseeds including groundnut in shell.	Category 'A' cities	1500	100
	Category 'B' cities	1000	75
	Category 'C' cities	500	50
(iii) Edible oils including hydrogenated vegetable oils.	Category 'A' cities	800	25
	Category 'B' cities	600	15
	Category 'C' cities	350	10

Provided that the stock limits specified for a wholesaler in Category A Cities shall apply to a wholesaler in such primary mandis situated in other categories of Cities as the State Government may, having regard to the location of such mandis or other relevant factors, from time to time, specify.

Provided further that no producer of pulses, shall store or have in his possession at any time unmilled pulses in excess of one-twelfth of the quantity of pulses used by him in the year ending on the 31st day of October, 1977 and he shall not hold the finished stock, namely, milled pulses, in a quantity exceeding one-twentyfourth of his production in the year ending 31st day of October, 1977.

Provided also that no producer of edible oils, other than mustard oil, shall store or have in his possession at any time edible oilseeds in excess of one-eighth of the oilseeds used by him in the year ending on the 31st day of October 1977, and he shall not hold the finished stock of oil, in a quantity exceeding one-twelfth of his production during the year ending 31st day of October, 1977.

Provided also that no producer of mustard oil shall store or have in his possession at any time mustard seeds in excess of one-twelfth of the mustard seed used by him in the year ending on the 31st day of October 1977, and he shall not hold the finished stock, namely mustard oil, in a quantity exceeding one-twentyfourth of his production during the year ending 31st day of October, 1977.

Provided also that nothing in this clause shall apply to —

(a) the storage or possession of edible oilseeds and edible oils imported from abroad;

(b) to a commission agent who does not retain any consignment of pulses or edible oilseeds received by him for a period exceeding fifteen days from the date of its receipt.

(2) Every dealer referred to in sub-clause (1) shall, immediately on the expiry of the period specified in that sub-clause, give intimation to the Collector regarding the stocks of any pulses, edible oilseeds or edible oils left with him or any other person on his behalf in excess of the stocks prescribed in sub-clause (1) and such stocks shall not be disposed of by the dealer or other person except in accordance with the directions of the Collector.

5. *Returns.* — Every dealer referred to in clause 3, and every producer who holds in excess of the stock limits of pulses or edible oilseeds or edible oils specified for a retailer in clause 4 shall furnish a fortnightly returns to such authority and in such manner as may be specified by the State Governments in this behalf by notification in the Official Gazette in respect of such stocks of pulses, edible oilseeds and edible oils held by him.

6. *State Orders to apply.* — The provisions of the State Orders relating to storage of pulses, edible oilseeds or edible oils shall apply in respect of any matter for which no provision has been specifically made in this Order.

7. *Order not to apply in certain cases.* — Nothing in this Order shall apply —

(i) to a Corporation or company owned or controlled by the Central Government or a State Government, or

(ii) to any Central level or State level cooperative society, engaged in the production, procurement, sales, purchase or distribution of pulses, edible oilseeds and edible oils.

8. *Repeal and saving.* — The Pulses and Edible Oils (Storage Control) Order, 1977, is hereby repealed:

Provided that such repeal shall not affect —

(a) the previous operation of the said Order or anything duly done or suffered thereunder; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the said Order; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said Order; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid,

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture, or punishment, may be imposed as if the said Order had not been repealed.

(T. BALAKRISHNAN)

Joint Secretary to the Government of India.

[No. 26(16)/77-ECR]

SCHEDULE
[See Clause 2(b) and (c)]

Category 'A' cities (Having a population of 10,00,000 & above)	Category 'B' cities (Having a population of 3,00,000 and more but less than 10,00,000 and capital cities of States and Union Territories other than Category 'A' cities)
1. Calcutta	1. Nagpur
2. Greater Bombay	2. Coimbatore
3. Delhi	3. Madurai
4. Hyderabad	4. Agra
5. Madras	5. Varanasi
6. Bangalore	6. Indore
7. Ahmedabad	7. Jabalpur
8. Kanpur	8. Allahabad
9. Poona.	9. Surat
	10. Vadodara
	11. Tiruchirapalli
	12. Amritsar
	13. Jamshedpur
	14. Cochin
	15. Dhanbad
	16. Salem
	17. Gwalior
	18. Ludhiana
	19. Sholapur
	20. Ulhasnagar
	21. Hubli-Dharwar
	22. Meerut
	23. Visakhapatnam
	24. Mysore
	25. Vijayawada
	26. Calicut
	27. Bareilly
	28. Jodhpur
	29. Rajkot
	30. The Capital cities of States and Union Territories other than Category 'A' cities.

Notification

LD/76/78

The following Notification received from the Government of India, Ministry of Labour New Delhi is hereby republished for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 7th January, 1978.

GOVERNMENT OF INDIA
(BHARAT SARKAR)

MINISTRY OF LABOUR
(SHRAM MANTRALAYA)

Notification

Dated New Delhi, the 8th December, 1977

S. O.—In exercise of the powers conferred by section 39 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby directs that all the power exercisable by it under that Act and the rules made thereunder shall in relation to the Cement Industry be exercised also by all the State Governments subject to the condition that the Central Government shall continue to exercise all the powers under the said Act and Rules made thereunder:—

- i) relating to mines and quarries even where such mines and quarries form part of the Cement Industry; and
- ii) relating to the dispute between the employers who are members of the Cement Manufacturers Association, Express Building, Churchgate, Bombay and their workmen represented by Indian National Cement and Allied Workers' Federation Mazdoor Karyalaya, Congress House, Bombay which has been referred for arbitration in pursuance of section 10A of the said Act read with notification No. S. O. 757-E dated 8-11-1977 (No. S. 11025/9/77/D.I. (A)), in terms of the arbitration agreement by the notification of the Government of India in the Ministry of Labour Order No. L. 29013/2/77/D. O. III(B) dated the 28th November, 1977.

Sd/-

(D. BANDYOPADHYAY)

Joint Secretary

No. S.11025/9/77/DI(A)

8-12-1977